

**Mississippi Secretary of State**  
700 North Street P. O. Box 136, Jackson, MS 39205-0136

**ADMINISTRATIVE PROCEDURES NOTICE FILING**

AGENCY NAME MS Department of Agriculture and Commerce/Bureau of Plant Industry		CONTACT PERSON John Campbell	TELEPHONE NUMBER 1-888-257-1285	
ADDRESS P.O. Box 5207		CITY MS State	STATE MS	ZIP 39762
EMAIL JohnCa@mdac.state.ms.us	SUBMIT DATE 12/08/11	Name or number of rule(s): MDAC Rules Subpart 3, Chapter 8, Section 113 "Pesticide Management and Disposal"		

Short explanation of rule/amendment/repeal and reason(s) for proposing rule/amendment/repeal: The adoption of the federal rule is required by the federal law for the Department to enforce rules regarding pesticide management and disposal. The previous rule left out certain sections of the federal rule.

Specific legal authority authorizing the promulgation of rule: Miss. Code Ann. 69-23-9

List all rules repealed, amended, or suspended by the proposed rule: Sections 113.01 and 113.02

**ORAL PROCEEDING:**

☐ An oral proceeding is scheduled for this rule on Date: \_\_\_\_\_ Time: \_\_\_\_\_ Place: \_\_\_\_\_

☒ Presently, an oral proceeding is not scheduled on this rule.

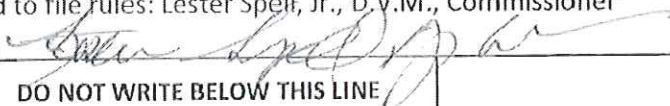
If an oral proceeding is not scheduled, an oral proceeding must be held if a written request for an oral proceeding is submitted by a political subdivision, an agency or ten (10) or more persons. The written request should be submitted to the agency contact person at the above address within twenty (20) days after the filing of this notice of proposed rule adoption and should include the name, address, email address, and telephone number of the person(s) making the request; and, if you are an agent or attorney, the name, address, email address, and telephone number of the party or parties you represent. At any time within the twenty-five (25) day public comment period, written submissions including arguments, data, and views on the proposed rule/amendment/repeal may be submitted to the filing agency.


**ECONOMIC IMPACT STATEMENT:**

☐ Economic impact statement not required for this rule. ☐ Concise summary of economic impact statement attached.

TEMPORARY RULES	PROPOSED ACTION ON RULES	FINAL ACTION ON RULES
_____ Original filing _____ Renewal of effectiveness To be in effect in _____ days Effective date: _____ Immediately upon filing _____ Other (specify): _____	Action proposed: _____ New rule(s) _____ Amendment to existing rule(s) _____ Repeal of existing rule(s) _____ Adoption by reference Proposed final effective date: _____ 30 days after filing _____ Other (specify): _____	Date Proposed Rule Filed: <u>11/10/11</u> Action taken: <input checked="" type="checkbox"/> Adopted with no changes in text _____ Adopted with changes <input checked="" type="checkbox"/> Adopted by reference _____ Withdrawn _____ Repeal adopted as proposed Effective date: _____ 30 days after filing _____ Other (specify): _____

Printed name and Title of person authorized to file rules: Lester Spell, Jr., D.V.M., Commissioner

Signature of person authorized to file rules: 

OFFICIAL FILING STAMP	DO NOT WRITE BELOW THIS LINE OFFICIAL FILING STAMP	OFFICIAL FILING STAMP
<div style="border: 1px solid black; height: 150px; width: 100%;"></div> Accepted for filing by _____	<div style="border: 1px solid black; height: 150px; width: 100%;"></div> Accepted for filing by _____	<div style="border: 1px solid black; padding: 10px; text-align: center;">  </div> Accepted for filing by <u>CB18303E</u>

The entire text of the Proposed Rule including the text of any rule being amended or changed is attached.